

Attorney Docket No. 1000-1058

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application: Ortiz et al.

Serial No. 09/902,348

Filed: 07/10/2001

For: PROVIDING MULTIPLE PERSPECTIVES OF A VENUE ACTIVITY TO  
ELECTRONIC WIRELESS HAND HELD DEVICES

PETITION UNDER 37 CFR 1.17(h)

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Washington, D.C. 20231

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Dear Sir:

Applicants received a "Notice of Omitted Items in a Nonprovisional Application" filed under 37 CFR 1.53(b) indicating that Figure 18 described in the specification of the above-identified application was omitted. A copy of the "Notice of Omitted Items in a Nonprovisional Application" filed under 37 CFR 1.53(b) is included with this Petition.

Applicants contend that Figure 18 was in fact deposited in the U.S. Patent & Trademark Office with the nonprovisional patent application papers and the remaining formal drawings. As evidence of such a deposit, Applicants have enclosed a copy of Figure 18, the post card returned with the USPTO and a copy of the express mail label.

Applicants hereby petition for entry of the enclosed Figure 18 in the above referenced patent application. Applicants have enclosed a \$130 petition fee. Applicants understand that the petition fee will be returned if it is determined that the item was received by the USPTO.

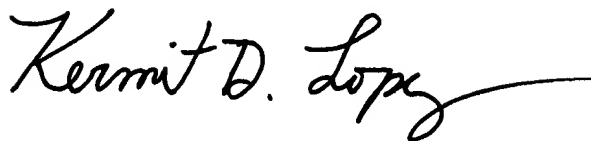
ORIGINAL FILED IN 09/902,348

NO. 1000-1058

10/10/01

Respectfully submitted,

ORTIZ & LOPEZ, PLLC

A handwritten signature in black ink that reads "Kermit D. Lopez". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Kermit D. Lopez  
Registration No. 41,953

ATTORNEY FOR APPLICANTS

Dated: September 25, 2001

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/902,348	07/10/2001	Luis M. Ortiz	O&L 1000-1058

CONFIRMATION NO. 8886

## FORMALITIES LETTER



\*OC00000006470629\*

Luis M. Ortiz  
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Dallas, TX 75209

Date Mailed: 08/24/2001

## NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 18 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b)**. In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice MUST be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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Attorneys: Ortiz & Lopez, PLLC      Check Amount: \$677.00  
Matter: O&L 1000-1058  
Title: PROVIDING MULTIPLE PERSPECTIVES OF A VENUE ACTIVITY  
TO ELECTRONIC WIRELES HELD HELD DEVICES  
Inventors: Luis M. Ortiz and Kermit D. Lopez  
Today's Date: 7/10/2001      Filed w/U.S. Patent Office: 7/10/2001

**APPLICATION FOR PATENT** (Check all items that apply):

- ☒ Patent Application Specification and claims ( 64 sheets)
- ☒ Drawings ( 19 sheets)
- ☒ Fee Calculation Sheet
- ☒ Declaration
- ☒ Transmittal Letter
- ☒ Postcard
- ☒ Express Mail: ET560357076US
- ☒ Check # 1063 for \$677.00



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